EXELUT # 7

# DIVISION OF CRIMINAL INVESTIGATION

DEPARTMENT OF JUSTICE STATE OF MONTANA

Tim Fox Attorney General

February 5, 2013



PO Box 201417 2225 Eleventh Avenue Helena, MT 59620-1417 (406) 444-3874 FAX: (406) 444-2759

Honorable Chairman Steve Gibson Joint Appropriations Subcommittee Judicial Branch, Law Enforcement, and Justice Helena, MT 59620

Dear Chairman Gibson,

I am writing this letter in support of our Legal Services Division budget proposal to fund the position of sexual predator prosecutor. This position is critical to the Division of Criminal Investigation as both of our sexual predator investigators rely on this attorney to provide legal assistance and prosecute the cases we investigate. In the past 18 months, the Investigations Bureau has submitted 20 cases for prosecution and we have several cases pending. The prosecutor has been highly successful in obtaining convictions in State District Courts.

This prosecutor has also been designated as an Assistant United States Attorney and works closely with that office evaluating and prosecuting cases in Federal Court if deemed the best course of action. The attorney provides crucial training on legal issues to the Statewide Internet Crimes against Children Task Force and has also assisted local County Attorneys in the prosecution of sex crimes against children.

I strongly urge you to fund this position as outlined in the Legal Services Division budget proposal. If this position is not funded, it will greatly impede our ability to prosecute the sexual predators that are preying on Montana's children.

Thank you for your time and consideration.

Sincerely,

John L. Strandell

Investigations Bureau Chief

February 5, 2013

Chairman Steve Gibson Joint Appropriations Subcommittee on Judicial Branch, Law Enforcement, and Justice

I am writing in support of funding Mr. Parker's position within the Department of Justice. Mr. Parker has been instrumental in helping the Montana Forensic Science Division navigate complex legal issues involved emerging drug trends. I worked with Mr. Parker writing legislation to control new types of dangerous drugs encountered in Montana (HB140) and am greatly impressed with his ability to research different types of legislation used in other states, write new legislation, and to communicate these complex legal issues to me both verbally and in writing.

As a drug chemist working in the law enforcement community it is often critical that I be able to provide meaningful answers to questions concerning the law. Having an attorney readily accessible through the Attorney General's office that specialized in controlled substances is great asset to the Forensic Science Division, the law enforcement community, and the citizens of Montana. Please continue to support Mr. Parker's position in the Department of Justice.

Annalivia Harris
Forensic Chemist
Montana Forensic Science Division
2679 Palmer
Missoula, MT 59808
406-549-2503
aharris@mt.gov

## OFFICE OF COUNTY ATTORNEY

Valley County, Montana

501 Court Square, #20 Glasgow, MT 59230

Phone (406)228-6286 Fax (406)228-9050

#### NICKOLAS C. MURNION, County Attorney C. DAVID GORTON, Deputy County Attorney

February 5, 2013

Chairman Steve Gibson Joint Appropriations Subcommittee on Judicial Branch, Law Enforcement, and Justice

Re: Chad Parker position

Dear Chairman Gibson:

I am writing in support of funding Chad Parker's position within the Department of Justice. Mr. Parker has been a great resource in my drug prosecutions in Valley County. Whenever I have had a legal issue involving a drug case, Chad was a telephone call away. Many questions have arisen over the past three years involving medical marijuana cases such as the appropriate jury instructions to be used. Chad was very helpful in supplying the instructions that he had used in his office and to answer the other questions that have arisen. His service is extremely helpful to those of us who prosecute drug cases in eastern Montana. Most of our offices in eastern Montana consist of one prosecutor and a part time deputy. We do not have the time to reinvent the wheel every time a drug issue arises. Chad Parker is the <u>only</u> resource we have at this time for these types of issues. We have seen a rise in drug prosecutions as a result of the experiment with legalization brought on by the medical marijuana initiative and by the Bakken oil field. We have seen an upsurge in Methamphetamine use in the last few months and we have a significant morphine addiction problem in Valley County. In order to prevent crime, the prosecution of drug crimes remains the best avenue. I urge you to continue to support Mr. Parker's position.

Sincerely yours,

VALLEY COUNTY ATTORNEY

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## DAWSON COUNTY ATTORNEY

Ms. Olivia Rieger, Dawson County Attorney Mr. Marvin L. Howe, Deputy County Attorney 121 South Douglas Glendive, Montana 59330 Phone: 406-377-2532 Fax: 406-377-2531

February 5, 2013

Representative Steven Gibson Chairman, Joint Appropriations Sub-Committee Judicial Branch, Law Enforcement and Justice Helena, Montana

RE: Support of Attorney General Position on Child Sex Crimes

Dear Rep. Steven Gibson,

I write this letter with overwhelming support of a position in the Attorney Generals' Office currently filled by Prosecutor Ole Olson who prosecutes Sex Crimes across the State of Montana. Mr. Olson has assisted in numerous cases in Dawson County, Montana since I took office in 2011. Mr. Olson has prosecuted child pornography cases, sex crimes on children and Mr. Olson I are currently working together to prosecute individuals charged with multiple sex crimes on young women in this jurisdiction. Since these crimes are very sensitive in nature and very complex in legalities, it is a benefit to this Office to have Mr. Olson available to provide assistance on cases that he is not directly involved in regarding prosecution but provides guidance on these types of crimes to Prosecutors and Law Enforcement.

Without a position such as Mr. Olson's, many children and individuals across the State of Montana would go without justice for these crimes; especially the young children that Mr. Olson works daily to protect. Having an individual who is willing to take on such sensitive crimes and prosecute the cases in a way that serves the interests of justice while holding offenders accountable is an asset to every County Attorney's Office and every individual across the State.

I strongly urge the Legislature to continue to fund this very important position that serves victims, County Attorneys and Law Enforcement all across the State of Montana. To choose to fund such a position would be a detriment to every individual across the State.

Please feel free to call or email with any questions or concerns.

Best Regards,

Olivia Rieger

Dawson County Attorney

Olina Rieger

## PARK COUNTY ATTORNEY'S OFFICE

Brett D. Linneweber

414 East Callender Street • Livingston, MT 59047 • Telephone: (406) 222-4150 • Fax (406) 222-4152

February 4, 2013

To whom it may concern:

I strongly urge the continued funding of the prosecutorial position currently held by Assistant Attorney General Ole Olson. I have witnessed first hand his expertise in successfully prosecuting internet child pornography in Park County; most recently obtaining a prison sentence for an offender named Michael McAlpine. In that case McAlpine was conducting peer to peer sharing of files that depicted children engaged in sexual conduct. The position held by Ole Olson is specifically designed to provide the expertise and experience to ensure prosecutions of these type of offenders are always successful.

Internet crimes against children are heinous for multitude of reasons. The acts themselves are devastating to the victims physically and emotionally. As someone who prosecutes sex offenders in which there is a single offender, I've seen the impact that victims continue to suffer for years. The internet crimes have an additional impact in that the victims are not faceless, but as they grow older the uncertainty as to whom has witnessed the files remains uncertain. When even one offender creates a share-file available to an unlimited number of other offenders, the shame and humiliation for the victim is perpetuated by an unimaginable multiplier.

Unfortunately, these cases can also be very time intensive, and coupled with the special forensic computer knowledge they may be problematic for an average county attorney's office to handle as well as Ole Olson does now. Further, these cases are spread throughout the state, regardless of jurisdiction size and capability to handle. The ability to have that specialized position based out of the Attorney General's Office is invaluable, and I would urge this not be changed. Even as I write this, I'm aware of yet another case we are referring to Ole Olson for the reasons I've outlined herein. I would urge your continued financial support to ensure that position continue.

Sincerely,

Brett D. Linneweber, Park County Attorney

# Ravalli County Attorney

205 Bedford Street, Suite C • Hamilton, MT 59840 • (406) 375-6750 • Fax (406) 375-6731

County Attorney:

Bill Fulbright

Deputy Attorneys:

John Bell Daniel Browder Thorin Geist Howard F. Recht Angela Wetzsteon

February 5, 2013

Montana House of Representatives
Committee on Joint Appropriations
Subcommittee on Judicial Branch, Law Enforcement & Justice

Re.

Child Pornography and Abuse Prosecutor

Prosecution Services Bureau Attorney General's Office

Dear Chairman Gibson & Committee members:

I support continued funding for the above special prosecutor's position, as a component of our statewide fight against child abuse. The position is presently held by Ole Olsen, who has done a wonderful job. His continued assistance to various counties is important.

Further, the position itself is key in the prosecution of some of the most disturbing and difficult cases we face. Many of the smaller county attorneys' offices in Montana do not have the resources, training and/or experience to appropriately prosecute child pornography cases, let alone the cases of hands on child abuse. This position is able to lend that prosecution support statewide.

Mr. Olsen prosecuted a recent multi-county child pornography case in which my office had a conflict. Ole did a wonderful job with a difficult case, obtaining convictions in both counties and incarcerating the perpetrator.

This position is a necessary and important part in maintaining a consistent statewide presence on the front lines of our fight against child abuse. Thank you.

Sincerely,

Bill Fulbright

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### Office of The

### SHERIDAN COUNTY ATTORNEY

COURTHOUSE BUILDING 100 WEST LAUREL AVENUE PLENTYWOOD MONTANA 59254 406 765-1212 406 765-2602 FAX

February 5, 2013

Joint Approriations Subcommittee
Judicial Branch – Law Enforcement and Justice
Attention: Chairman Steve Gibson

RE: Chad Parker - Prescription Drug Prosecutor

Dear Chairman:

I would like to send you this letter as my written support for Mr. Parker, and his position in the Department of Justice.

I am the part-time county attorney in Sheridan County and I have no deputies. My job covers the spectrum of prosecutions and drugs cases are common. Having the readily available assistance of a knowledgeable colleague such as Mr. Parker certainly makes my task less onerous. Sheridan County has been very impacted by the oil boom, the ramifications of a booming population, and its accompanying legal problems.

I appreciate any assistance I can get when it comes to criminal prosecution, and Mr. Parker's expertise certainly is a benefit and a wonderful "go-to" source for knowledge of drug related matters in our legal system.

Please give this letter your serious consideration, and I urge you to continue to support Mr. Parker's position.

Very truly yours,

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# COUNTY OF CARBON OFFICE OF THE COUNTY ATTORNEY

P.O. BOX 810

ALEX NIXON
COUNTY ATTORNEY

COURT HOUSE, 102 NORTH BROADWAY
RED LODGE, MONTANA 59068
TELEPHONE 406.446.3300
FAX 406.446.1911

RENNIE WITTMAN
DEPUTY COUNTY
ATTORNEY

February 5, 2013

Montana House of Representatives Committee of Joint Appropriations Subcommittee of Judicial Branch

RE: Child Pornography and Abuse Prosecutor

Dear Chairman Gibson and Committee members:

I am writing in support of the continued funding of the Child Pornography and Abuse Prosecutor position in the Prosecution Services Bureau of the Attorney General's Office. The position provides assistance in protecting those who most need our protection, the children of Montana. The position is currently held by Assistant Attorney General Ole Olson. Mr. Olson's expertise is invaluable in the fight against child abuse and child pornography.

Unfortunately these problems are not exclusive to larger communities. Child abuse and child pornography threaten small town Montana as well. Fortunately, prosecutors throughout the State can rely on the assistance of the Child Pornography and Abuse Prosecutor. Mr. Olson's expertise assures that these despicable crimes are prosecuted vigorously and punished appropriately.

Last year, I requested Mr. Olson's assistance in the prosecution of a defendant charged with multiple rapes and the possession of child pornography. Mr. Olson's assistance, experience, and dedication proved invaluable in securing convictions on all counts.

Please consider the invaluable role this position plays in protecting Montana's children, and continue funding the Child Pornography and Abuse Prosecutor position.

Sincerely,

Alex Nixon

Carbon County Attorney

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